

## REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 13, 1933.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, 3; absent, Councilmen Mueller and Steck, 2.

The Minutes of the last regular meeting were read and Councilman Gillis moved the adoption of same as read. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, 3; nays, none; Councilmen Mueller and Steck absent, 2.

The application of Dr. Pepper Bottling Company, by W. F. McNamara, for permit to install an underground gasoline tank and pump at 607 Red River Street, for private use only, was read.

The Mayor then laid before the Council the following:

\*Austin, Texas, April 12, 1933.

Mr. Adam R. Johnson,  
City Manager,  
Austin, Texas.

Dear Sir:

Whereas, on April 12, 1933, W. F. McNamara, for the Dr. Pepper Bottling Company, made application for a permit to install one gasoline storage tank and one gasoline pump at 607 Red River Street; and

Whereas, the location is within the "C" Commercial Use District, according to the zoning map of the City of Austin, Texas; and

Whereas, Mr. W. F. McNamara proposes to make such gasoline equipment installation and operation in accordance with all City ordinances and plans to use such equipment for private use only; therefore, we recommend that Mr. W. F. McNamara be granted a permit by the City Council for the installation of the above mentioned equipment.

SIGNED:

Orin E. Metcalfe, City Engineer.

G. S. Moore, Building Inspector

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves 607 Red River Street as a location for the installation of a tank and pump for the handling of gasoline for private use only and hereby authorized W. F. McNamara to install and operate such equipment at this location, such equipment to be located at least ten feet from any property line and outside of all buildings, or, if inside of any building, shall be of a blind type and shall be at least four feet from any door opening, and provided that W. F. McNamara shall not use such pump for the sale of gasoline or the servicing of any cars other than the Dr. Pepper Bottling Company's cars. The installation and operation of such equipment shall be in accordance with all City ordinances and also in accordance with the attached recommendations and a permit for the same shall be secured from the City Building Inspector as provided by Ordinance and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this equipment after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that Mr. W. F. McNamara has failed and refused and will continue

to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, 3; nays, none; Councilmen Mueller and Steck absent, 2.

The application of Calcasieu Lumber Company, by R. G. Mueller, Manager, for permit to install an underground gasoline tank and pump at 311 West 2nd Street, for private use only, was read.

The Mayor then laid before the Council the following:

"Austin, Texas, April 12, 1933.

Mr. Adam R. Johnson,  
City Manager,  
Austin, Texas.

Dear Sir:

Whereas, on April 7, 1933, R. G. Mueller, for the Calcasieu Lumber Company, made application for a permit to install one gasoline storage tank and one gasoline pump at 311 West Second Street; and

Whereas, the location is within the "D" Industrial Use District, according to the zoning map of the City of Austin, Texas; and

Whereas, Mr. R. G. Mueller proposes to make such gasoline equipment installation and operation in accordance with all City ordinances and plans to use such equipment for private use only; therefore, we recommend that Mr. R. G. Mueller be granted a permit by the City Council for the installation of the above mentioned equipment.

SIGNED:

Orin E. Metcalfe, City Engineer.

G. S. Moore, Building Inspector. "

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves 311 West Second Street as a location for the installation of a tank and pump for the handling of gasoline for private use only and hereby authorizes Calcasieu Lumber Company to install and operate such equipment at this location, such equipment to be located at least ten feet from any property line and outside of all buildings, or, if inside of any building, shall be of a blind type and shall be at least four feet from any door opening, and provided that R. G. Mueller shall not use such pump for the sale of gasoline or the servicing of any cars other than the Calcasieu Lumber Company's cars. The installation and operation of such equipment shall be in accordance with all City ordinances and also in accordance with the attached recommendations and a permit for the same shall be secured from the City Building Inspector as provided by Ordinance and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this equipment after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that Mr. R. G. Mueller has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, 3; nays, none; Councilmen Mueller and Steck absent, 2.

The application of B. W. Randolph Company, by A. W. Townsend, Jr., for permit to install an underground gasoline tank and pump at 401 Colorado Street, for private use only, was read.

The Mayor then laid before the Council the following:

"Austin, Texas, April 12, 1933.

Mr. Adam R. Johnson,  
City Manager,  
Austin, Texas.

Dear Sir:

Whereas, on April 12, 1933, A. W. Townsend, Jr., for the B. W. Randolph Company, made application for a permit to install one gasoline storage tank and one gasoline pump at 401 Colorado Street; and

Whereas, the location is within the "Q" Commercial Use District according to the zoning map of the City of Austin, Texas; and

Whereas, Mr. A. W. Townsend, Jr., proposes to make such gasoline equipment installation and operation in accordance with all City ordinances and plans to use such equipment for private use only; therefore, we recommend that Mr. A. W. Townsend, Jr., be granted a permit by the City Council for the installation of the above mentioned equipment.

Signed:

Orin E. Metcalfe, City Engineer.

G. S. Moore, Building Inspector."

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves 401 Colorado Street as a location for the installation of a tank and pump for the handling of gasoline for private use only and hereby authorizes A. W. Townsend, Jr., to install and operate such equipment at this location, such equipment to be located at least ten feet from any property line and outside of all buildings, or, if inside of any building, shall be of a blind type and shall be at least four feet from any door opening, and provided that A. W. Townsend, Jr., shall not use such pump for the sale of gasoline or the servicing of any cars other than the B. W. Randolph Company's cars. The installation and operation of such equipment shall be in accordance with all City ordinances and also in accordance with the attached recommendations and a permit for the same shall be secured from the City Building Inspector as provided by Ordinance and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this equipment after full compliance with all the provisions of this resolution and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that Mr. A. W. Townsend, Jr., has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, 3; nays, none; Councilmen Mueller and Steck absent, 2.

The Mayor laid before the Council the following:

"San Antonio, Texas, April 12, 1933.

To the Honorable Mayor and City Council,  
Austin, Texas.

Gentlemen:

We herewith respectfully request permission to change the curb line on Brazos Street between 7th and 8th Streets along the west side as follows:

Starting from a point 100 feet from the northwest corner of 7th and Brazos Streets and extending 80 feet north along the west side of Brazos Street thence recessing from the present curb line to the present property line a distance of 12 feet and so making a parking space for busses 80 feet by 12 feet off the street. This space to be concreted and so sloped as to not disturb the present drainage along the curb line.

All work will be done in compliance with City Ordinances and with the advice of your officials. A sketch of proposed change is attached.

Thanking you for your consideration of this request and for an early reply,

SOUTHLAND GREYHOUND LINES, INC.,

By Jno. M. Dockery, D. P. A.

The changes as outlined above meet with my approval.

Owner of Record to property involved.

(Sgd) Scott & Gregg Real Estate Co.,

By Z. T. Scott, President. "

"Austin, Texas, April 12, 1933.

Mr. Adam R. Johnson,  
City Manager,  
Austin, Texas.

Dear Sir:

The request of Z. T. Scott, President of the Scott and Gregg Real Estate Company, owner of Lots 9 and 10, of Original City Block 84, on the west side of Brazos Street between 7th and 8th Streets, for a permit to set his curb back and construct a ramp in front of his property, has been investigated and considered and the following facts are presented:

The Scott and Gregg property is located in a "C" Commercial Use District and is at the present time used commercially.

The Southland Greyhound Lines, Incorporated, lessees, proposed to have the curb set back for the purpose of parking their inter-city busses for the purpose of loading and unloading passengers. They will expect that this setback area will be reserved for such purposes. The use of the setback parking area by the busses will improve the traffic on Brazos Street between 6th and 8th Streets. After calling your attention to the fact that this practically means an exclusive use for bus terminal purposes, I recommend that this permit be granted subject to the following conditions:

- (1) That reconstruction of the setback area on Brazos Street shall be constructed in accordance with the accompanying plan marked 2-C-487 and that all such widened area, ramps and curbs and a sidewalk between the property line and the curb line shall be constructed of concrete at the expense of the applicant.
- (2) That all such concrete shall be not less than 6 inches in thickness and shall be of the following proportions: 1 part of cement, 2 1/2 parts of sand, and 4 parts of screened gravel or rock.
- (3) That the concrete curb adjacent to the sidewalk area shall be not less than 6 inches high and an expansion joint not less than 3/4 inch thick shall be placed between the curb and the sidewalk as shown on the plan hereto attached marked 2-C-487.
- (4) That all such expansion joints shall be of the pre-moulded type.
- (5) That all concrete work within the street area shall be done by a bonded sidewalk contractor.
- (6) That all work shall be done in accordance with lines and grades furnished by the Engineering Department of the City of Austin and under the direction of the City Engineer.
- (7) That before the proposed permit be formally granted the City Council consider the routing of busses which are to use the City streets and the method of their approaching this setback curbed area.

I recommend that a communication from Captain Neal of the Police Traffic Department be considered.

Respectfully submitted,

(Sgd) Orin E. Metcalfe,  
City Engineer. "

WHEREAS, Z. T. Scott, President of the Scott and Gregg Real Estate Company, owner of property situated on the west side of Brazos Street between East Seventh Street and East Eighth Street, legally described as Lots 9 and 10, of Original City Block 84, has presented a request to be granted permission to set the curb back adjacent to his property so as to provide more parking space on Brazos Street; and

WHEREAS, a plan has been presented showing the proposed layout and said plan has been considered and approved by the City Council of the City of Austin; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT permission is hereby granted to Z. T. Scott, President of the Scott and Gregg Real Estate Company, owner of the property situated on the west side of Brazos Street between East Seventh Street and East Eighth Street, legally described as Lots 9 and 10, of Original City Block 84, to set the curb back adjacent to his property, subject to the same's being constructed in accordance with the plan approved by the City Engineer, which plan is hereto attached and marked 2-C-487, and in accordance with the following conditions:

(1) That reconstruction of the setback area on Brazos Street shall be constructed in accordance with the accompanying plan marked 2-C-487 and that all such widened area, ramps and curbs and a sidewalk between the property line and the curb line shall be constructed of concrete at the expense of the applicant.

(2) That all such concrete shall be not less than 6 inches in thickness and shall be of the following proportions: 1 part of cement, 2½ parts of sand, and 4 parts of screened gravel or rock.

(3) That the concrete curb adjacent to the sidewalk area shall be not less than 6 inches high and an expansion joint not less than ¾ inch thick shall be placed between the curb and the sidewalk as shown on the plan hereto attached marked 2-C-487.

(4) That all such expansion joints shall be of the premoulded type .

(5) That all concrete work within the street area shall be done by a bonded sidewalk contractor.

(6) That all work shall be done in accordance with lines and grades furnished by the Engineering Department of the City of Austin and under the direction of the City Engineer.

(7) That before the proposed permit be formally granted the City Council consider the routing of busses which are to use the City streets and the method of their approaching this setback curbed area.

(8) That, owing to the fact that the setback area cannot be kept clean by the mechanical sweeper used on the City streets, the owner of the adjacent property or his lessee shall sweep and pick up trash from the setback area at least every other day.

Said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the Scott and Gregg Real Estate Company has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, 3; nays, none; Councilmen Mueller and Steck absent, 2.

In connection with the above matter, a communication from Orin E. Metcalfe, City Engineer, and T. E. Neal, Traffic Police Captain, recommending certain routes for busses going to and departing from the proposed new station of the Southland Greyhound Lines, Inc., was read and the matter was referred to the City Attorney to prepare an ordinance embodying these recommendations and also stipulating a parking limit of thirty minutes in front of said station for each bus.

The Mayor laid before the Council the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

1. A gas main in Juniper Street from Branch Street to Navasota Street, the centerline of which gas main shall be 10 feet south of and parallel to the north line of said Juniper Street. Said gas main described above shall have a cover of not less than 2½ feet.

2. A gas main in Waller Street from East Eleventh Street to Juniper Street, the centerline of which gas main shall be 12 feet west of and parallel to the east line of said Waller Street. Said gas main described above shall have a cover of not less than 2½ feet.

3. A gas main in Waller Street from Juniper Street to East Twelfth Street, the centerline of which gas main shall be 15 feet west of and parallel to the east line of said Waller Street. Said gas main described above shall have a cover of not less than 2½ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may be required at special points. When the Texas Public Service Company requires definite information upon the grounds as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of back filling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said company by the City of Austin.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, 3; nays, none; Councilmen Mueller and Steck absent, 2.

The following communication from Mr. C. M. Bartholomew was read:

" April 12, 1933.

To the City Council,  
Austin, Texas.

Gentlemen:

The undersigned, as the owner of all the property abutting upon the alley hereinafter described, respectfully petitions your Honorable Body by appropriate action to close and vacate said alley, same being described as 12 feet in width, and running north and south 126 feet between West Tenth Street and the property line of the undersigned, and dividing Lots 1, 2, and 3, on the west, and Lot 4 on the east, in Bahn's Subdivision of Outlot No. 3, in Division "E", in the City of Austin, Travis County, Texas, according to the map or plat of said Subdivision in Plat Book 1, at Page 82, of the Plat Records of Travis County, Texas.

Petitioner represents that this alley has never been opened or improved, and as laid out and platted presents a "blind" end abutting on his property, and for said reasons can not serve any public convenience.

Respectfully submitted,

(Sgd) C. M. Bartholomew.

THE STATE OF TEXAS  
COUNTY OF TRAVIS.

Before me, the undersigned authority, on this day personally appeared C. M. Bartholomew, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this the 13th day of April, A.D. 1933.

(Sgd) Katherine E. Macken,  
Notary Public, Travis County,  
Texas.

(SEAL)

The Mayor then laid before the Council the following resolution:

WHEREAS, C. M. Bartholomew, as the owner of all the property abutting on the alley hereinafter described, has petitioned the City Council to vacate said alley, representing that same is not a through alley but abuts at a "blind" end on his property, and is not opened or improved as platted, and can serve no public convenience; and

WHEREAS, the City Council has found such facts to be true; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT said alley, described as 12 feet in width, and running north and south 126 feet between West 10th Street and the property of C. M. Bartholomew, and dividing Lots 1, 2, and 3, on the west, and Lot 4 on the east, in Bahn's Subdivision of Outlot No. 3, in Division "E", in the City of Austin, Travis County, Texas, according to the map or plat of said Subdivision, of record in Plat Book No. 1, at Page 52, of the Plat Records of Travis County, Texas, be and the same is hereby perpetually closed and vacated, and that the control of the City of Austin over same is hereby relinquished; and that the City Manager be and he is hereby authorized and directed to execute and deliver to said C. M. Bartholomew the proper acquittance of the City of Austin to said alley.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, 3; nays, none; Councilmen Mueller and Steck absent, 2.

The application of the Texas Public Service Company, by J. G. Taber, Construction Superintendent, for permit to cut into the pavement on West 6th Street from Colorado to West Lynn Streets for the purpose of repairing leaks in their gas main was read. After a discussion of the matter, Mayor McFadden moved that same be referred to the City Manager and City Attorney to confer with the Texas Public Service Company relative to the kind of permanent installation that said Company should be required to make at this time and submit their recommendations to the Council. The motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, 3; nays, none; Councilmen Mueller and Steck absent, 2.

Councilman Steck entered the Council Chamber.

A communication from the Capital Printing Company, protesting the assessment against the furniture and fixtures, merchandise and machinery of said Company for the year 1932, was read. The Council declined to take any action on the matter, as the time for hearing protests having expired, but referred same to the Board of Equalization to pass on the assessment of said Company for the year 1933 and if it is found to be excessive, to make recommendation for a reduction in the assessment for 1932 accordingly.

The application of Willie Robinson, Colored, 602 East 14th Street, for permit to operate as a taxicab one 1928 Nash Sedan, Motor No. 3025691, State Highway License No. A 30227, was read. Councilman Gillis moved that the requirement of the Taxicab Ordinance that applications remain on file five days prior to being acted upon be waived and the permit be granted. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Steck, 4; nays, none; Councilman Mueller absent, 1.

The City Attorney submitted a request from the Library Commission that a special library fund be created to take care of receipts from gifts and books lost, said fund to be reserved for the purchase of books only, and disbursements from same to be made by the City, upon requisition from the Library Commission. Mayor McFadden moved that tentative approval of the request be given and the City Attorney be directed to prepare an ordinance